

NOT FOR PUBLICATION

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

LINWOOD TRADING LTD.

Plaintiff,

v.

AMERICAN METAL RECYCLING
SERVICES, *et al.*,

Defendants.

Civil Action No.: 14-5782-CCC-JBC

ORDER

CECCHI, District Judge.

This matter comes before the Court on the Report and Recommendation (“R&R”) of Magistrate Judge James B. Clark to *sua sponte* strike the Answer and enter default against Defendants American Metal Recycling Services, Howard Misle, and Tamara Misle (collectively “Defendants”). ECF No. 49. No objections have been filed thereto. The Court has considered the history of this case and Judge Clark’s R&R, and for substantially the same reasons stated therein;

IT IS on this 27 day of June, 2017,

ORDERED that this Court adopts Judge Clark’s June 1, 2017 R&R that Defendants’ Answer be stricken pursuant to Federal Rule of Civil Procedure 37(b)(2) in light of the factors enumerated in *Poulis v. State Farm Casualty Co.*, 747 F.2d 863 (3d Cir. 1984) as a sanction for failure to respond to the Court’s Orders and for failure to prosecute or defend a case, and that default be entered against Defendants; and it is further

ORDERED the Clerk of the Court shall close the file in this matter.

SO ORDERED.



CLAIRE C. CECCHI, U.S.D.J.